

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Robert Mays, Jr.  
Appl. No.: 09/648,847 GPAU.: 2633  
Filed: 08/25/2000 Examiner: Li, Shi K.  
Docket No.: MYS-00-02-02 Conf. No.: 6265  
For: SHARED MULTI-CHANNEL PARALLEL OPTICAL INTERFACE

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**PETITION TO WITHDRAW AN APPLICATION FROM ISSUE PURSUANT 37**  
**Section 1.313**

Office of Petitions  
Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Fax: 703-308-6916

**FAX RECEIVED**

SEP 14 2005

**OFFICE OF PETITIONS**

Sir:

Applicant in above-identified application hereby petitions the application to withdraw from issue to allow additional prior art to be considered. The application was allowed on April 5, 2005. The issue fee was mailed to the United States Patent and Trademark Office on June 14, 2005. An Issue Notification was received indicating that the application will be issued on September 20, 2005. Applicant submits herewith a Request for Continue Examination along with authorization to charge the requisite fees, along with an SB08 so that additional prior art may be considered. Also included herewith is a Petition Fee Transmittal indicating that the Petition Fee may be charged.

Applicant respectfully requests withdrawal of

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the present application from issuance and the Request for Continued Examination be entered.

CERTIFICATE OF TRANSMISSION  
I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office facsimile number 571 273-0025 on the date indicated below.

Signed:   
Typed Name: Kenneth C. Brooks

Date: September 14, 2005

Respectfully Submitted,



Kenneth C. Brooks  
Reg. No. 38,393

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Austin, Texas 78766-10417  
Telephone: 512-527-0104  
Facsimile: 512-527-0107

PTO/SB/17p (11-04)

Approved for use through 07/31/2007, OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FEE**  
**Under 37 CFR 1.17(f), (g) & (h)**  
**TRANSMITTAL**

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents  
P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	89/648,847
Filing Date	08/25/2000
First Named Inventor	Robert Mays, Jr.
Art Unit	6265
Examiner Name	Shi K. Li
Attorney Docket Number	MYS-00-02-02

Enclosed is a petition filed under 37 CFR 1.313 that requires a processing fee (37 CFR 1.17(f), (g), or (h)). Payment of \$130.00 is enclosed.

This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Petition), if applicable. For transmittal of processing fees under 37 CFR 1.17(i), see form PTO/SB/17i.

**Payment of Fees** (small entity amounts are NOT available for the petition fees)

- ☒ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 500345:
- ☒ petition fee under 37 CFR 1.17(f), (g) or (h) ☒ any deficiency of fees and credit of any overpayments
- Enclose a duplicative copy of this form for fee processing.

☐ Check in the amount of \$\_\_\_\_\_ is enclosed.☐ Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.**Petition Fees under 37 CFR 1.17(f): Fee \$400 Fee Code 1462**

For petitions filed under:

- § 1.53(e) - to accord a filing date.
- § 1.57(a) - to accord a filing date.
- § 1.182 - for decision on a question not specifically provided for.
- § 1.183 - to suspend the rules.
- § 1.378(a) - for reconsideration of decision on petition refusing to accept delayed payment of maintenance fee in an expired patent.
- § 1.741(b) - to accord a filing date to an application under § 1.740 for extension of a patent term.

**Petition Fees under 37 CFR 1.17(g): Fee \$200 Fee Code 1463**

For petitions filed under:

- § 1.12 - for access to an assignment record.
- § 1.14 - for access to an application.
- § 1.47 - for filing by other than all the inventors or a person not the inventor.
- § 1.59 - for expungement of information.
- § 1.103(a) - to suspend action in an application.
- § 1.136(b) - for review of a request for extension of time when the provisions of section 1.136(a) are not available.
- § 1.295 - for review of refusal to publish a statutory invention registration.
- § 1.296 - to withdraw a request for publication of a statutory invention registration filed on or after the date the notice of intent to publish issued.
- § 1.377 - for review of decision refusing to accept and record payment of a maintenance fee filed prior to expiration of a patent.
- § 1.550(c) - for patent owner requests for extension of time in ex parte reexamination proceedings.
- § 1.956 - for patent owner requests for extension of time in inter partes reexamination proceedings.
- § 5.12 - for expedited handling of a foreign filing license.
- § 5.15 - for changing the scope of a license.
- § 5.25 - for retroactive license.

**Petition Fees under 37 CFR 1.17(h): Fee \$130 Fee Code 1464**

For petitions filed under:

- § 1.19(g) - to request documents in a form other than that provided in this part.
- § 1.84 - for accepting color drawings or photographs.
- § 1.91 - for entry of a model or exhibit.
- § 1.102(d) - to make an application special.
- § 1.138(c) - to expressly abandon an application to avoid publication.
- § 1.313 - to withdraw an application from issue.
- § 1.314 - to defer issuance of a patent.

Kenneth C. Brooks

Typed or printed name

Sep. 14, 2005

38,393 Date

Registration No., if applicable

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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**FACSIMILE TRANSMITTAL SHEET**

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TO:

Office of Petitions

FROM:

Kenneth C. Brooks

COMPANY:

United States Patent & Trademark  
Office

DATE:

SEPTEMBER 14, 2005

FAX NUMBER:

571-273-0025

TOTAL NO. OF PAGES INCLUDING COVER:

6

RE:

PETITION TO WITHDRAW PATENT APPLICATION NO. 09/648,847

Please see attached

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SEP 14 2005

**OFFICE OF PETITIONS**

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